

EXHIBIT 7

1 - - -
2 :SUPERIOR COURT OF
3 :NEW JERSEY
4 IN RE: :LAW DIVISION -
5 PELVIC MESH/GYNECARE :ATLANTIC COUNTY
6 LITIGATION :
7 :MASTER CASE 6341-10
8 :
9 :CASE NO. 291 CT
10 - - -
11 October 17, 2013
12 - - -
13

14 Transcript of the Case Management
15 Conference in the above-captioned matter by Ann
16 Marie Mitchell, a Federally Approved Certified
17 Realtime Reporter, Registered Diplomate Reporter,
18 Certified Court Reporter, and Notary Public for the
19 State of New Jersey, at the Atlantic County Civil
20 Courthouse, 1201 Bacharach Boulevard, Atlantic City,
21 New Jersey, commencing at 10:19 a.m.
22 - - -
23

24 GOLKOW TECHNOLOGIES, INC.
25 877.370.3377 ph|917.591.5672 fax
deps@golkow.com

1 BEFORE:

2

3 Hon. Carol E. Higbee

4

5 APPEARANCES:

6

7 MAZIE SLATER KATZ & FREEMAN, LLC

8

9 BY: ADAM M. SLATER, ESQUIRE

10

11 BY: CHERYL A. CALDERON, ESQUIRE

12

13 103 Eisenhower Parkway

14

15 Second Floor

16

17 Roseland, New Jersey 07068

18

19 (973) 228-9898

20

21 aslater@mskf.net

22

23 Representing the Plaintiffs

24

25

BERNSTEIN LIEBHARD, LLP

13

14 BY: JEFFREY S. GRAND, ESQUIRE

15

16 10 East 40th Street

17

18 New York, New York 10016

19

20 (212) 779-1414

21

22 grand@bernlieb.com

23

24 Representing the Plaintiffs

25

LAW OFFICES OF ERIC H. WEINBERG

18

19 BY: ERIC H. WEINBERG, ESQUIRE

20

21 149 Livingston Avenue

22

23 New Brunswick, New Jersey 08903

24

25 (732) 246-7080

26

27 ehw@erichweinberg.com

28

29 Representing the Plaintiffs

30

31

32

33

34

35

1 APPEARANCES (cont.'d):

2

3 AYLSTOCK, WITKIN, KREIS & OVERHOLTZ, PLLC
4 BY: D. RENEE BAGGETT, ESQUIRE
5 17 East Main Street
6 Suite 200
7 Pensacola, Florida 32502
8 (850) 202-1010
9 rbaggett@awkolaw.com
10 Representing the Plaintiffs

11

12

13 KLINE & SPECTER, P.C.
14 BY: RITA ASSETTO, ESQUIRE
15 The Nineteenth Floor
16 1525 Locust Street
17 Philadelphia, Pennsylvania 19102
18 (215) 772-1000
19 rita.assetto@klinespecter.com
20 Representing the Plaintiffs

21

22

23 MOTLEY RICE, LLC
24 BY: DONALD A. MIGLIORI, ESQUIRE
25 321 South Main Street
2nd Floor
Providence, Rhode Island 02903
(401) 457-7700
dmigliori@motleyrice.com
Representing the Plaintiffs

26

27

28 COHEN, PLACITELLA & ROTH, PC
29 BY: CHRISTOPHER M. PLACITELLA, ESQUIRE
30 127 Maple Avenue
31 Red Bank, New Jersey 07701
32 (732) 747-9003
33 cplacitella@cprlaw.com
34 Representing the Plaintiffs

35

36

37

1 APPEARANCES (cont.'d):

2

3 COHEN, PLACITELLA & ROTH PC
4 BY: JILLIAN A.S. ROMAN, ESQUIRE
5 Two Commerce Square
6 2001 Market Street, Suite 2900
7 Philadelphia, Pennsylvania 19103
8 (215) 567-3500
9 jroman@cprlaw.com
10 Representing the Plaintiffs

11

12

13 LYNCH DASKAL EMERY LLP
14 BY: JENNIFER T. CHILDS, ESQUIRE
15 264 West 40th Street, 18th Floor
16 New York, New York 10018
17 (212) 302-2400
18 childs@lawlynch.com
19 Representing the Plaintiffs

20

21

22 SEEGER WEISS LLP
23 BY: ASIM M. BADARUZZAMAN, ESQUIRE
24 BY: LAURENCE V. NASSIF, ESQUIRE
25 550 Broad Street
Newark, New Jersey 07102
(973) 639-9100
lnassif@seegerweiss.com
Representing the Plaintiffs

26

27

28 LOPEZ McHUGH LLP
29 BY: REGINA S. JOHNSON, ESQUIRE
30 712 E. Main Street
31 Suite 2A
32 Moorestown, New Jersey 08057
33 (856) 273-8500
34 rjohnson@lopezmchugh.com
35 Representing the Plaintiffs

36

37

38

1 APPEARANCES (cont.'d):
2

3 THE D'ONOFRIO LAW FIRM LLC
4 BY: HEATHER D'ONOFRIO, ESQUIRE
5 303 Chestnut Street
6 Second Floor
7 Philadelphia, Pennsylvania 19106
8 (215) 923-1056
9 hdonofrio@donofriofirm.com
10 Representing the Plaintiffs
11

12
13 WEITZ & LUXENBERG P.C.
14 BY: ALLAN ZELIKOVIC, ESQUIRE
15 700 Broadway
16 New York, New York 10003
17 (212) 558-5500
18 azelikovic@weitzlux.com
19 Representing the Plaintiffs
20

21
22 SANDERS VIENER GROSSMAN, LLP
23 BY: VICTORIA MANIATIS, ESQUIRE
24 100 Herricks Road
25 Mineola, New York 11501
26 (516) 741-5252
27 vmaniatis@thesandersfirm.com
28 Counsel for Plaintiffs
29

30
31 RIKER DANZIG SCHERER HYLAND & PERRETTI LLP
32 BY: MARY ELLEN SCALERA, ESQUIRE
33 BY: KELLY STRANGE CRAWFORD, ESQUIRE
34 BY: MAHA KABBASH, ESQUIRE
35 Headquarters Plaza
36 One Speedwell Avenue
37 Morristown, New Jersey 07962
38 (973) 538-0800
39 mscalera@riker.com
40 kcrawford@riker.com
41 mkabbash@riker.com
42 Representing Johnson & Johnson and Ethicon
43

1 APPEARANCES (cont.'d):

2

3 SILLS CUMMIS & GROSS
4 BY: WILLIAM R. STUART, ESQUIRE
5 One Riverfront Plaza
6 Newark, New Jersey 07102
7 (973) 643-7000
8 wstuart@sillscummis.com
9 Representing Caldera Medical, Inc. and Synovis
10 Life Sciences

11

12

13 SEDGWICK LLP
14 BY: MARINA HOPPAS, ESQUIRE
15 Three Gateway Center
16 12th Floor
17 Newark, New Jersey 07102
18 (973) 242-0002
19 marina.hoppas@sedgwicklaw.com
20 Representing Boston Scientific

21

22

23 REED SMITH LLP
24 BY: MELISSA A. GEIST, ESQUIRE
25 Princeton Forrestal Village
136 Main Street - Suite 250
Princeton, New Jersey 08540
(609) 987-0050
mgeist@reedsmit.com
Representing CR Bard

26

27

28 REED SMITH LLP
29 BY: LINDSEY R. HARTEIS, ESQUIRE
30 2500 One Liberty Place
31 1650 Market Street
32 Philadelphia, Pennsylvania 19103
33 (215) 851-8100
34 lharteis@reedsmit.com
35 Representing AMS

36

37

1 APPEARANCES (cont.'d):

2

3 DRINKER, BIDDLE & REATH, LLP
4 BY: DANIEL B. CARROLL, ESQUIRE
5 500 Campus Dr.
6 Florham Park, New Jersey 07932
7 (973) 549-7000
8 daniel.carroll@dbr.com
9 Representing Mentor Worldwide LLC

10

11 GREENBERG TRAURIG, LLP
12 BY: DANIEL I.A. SMULIAN, ESQUIRE
13 MetLife Building
14 200 Park Avenue
15 New York, New York 10166
16 (212) 801-9200
17 smuliand@gtlaw.com
18 Representing CR Bard

19

20 GOLDBERG SEGALLA LLP
21 BY: LEAH A. BRNDJAR, ESQUIRE
22 902 Carnegie Center
23 Suite 100
24 Princeton, New Jersey 08540
25 (609) 986-1300
lbrndjar@goldbergsegalla.com
Representing Defendant Proxy Biomedical

26

27 SEGAL MCCAMBRIDGE SINGER & MAHONEY
28 BY: JOSEPH F. KAMPERSTEIN, III, ESQUIRE
29 1818 Market Street
30 Suite 2600
31 Philadelphia, Pennsylvania 19103
32 (215) 972-8015
33 jkampherstein@smsm.com
34 Representing Synovis

35

36

37

1 APPEARANCES (cont.'d):

2

3 SEGAL MCCAMBRIDGE SINGER & MAHONEY
4 BY: RYAN G. GATTO, ESQUIRE
1818 Market Street
Suite 2600
5 Philadelphia, Pennsylvania 19103
(215) 972-8015
6 rgatto@smsm.com
Representing Atrium

7

8

STRADLEY RONON STEVENS & YOUNG, LLP
BY: FRANCIS X. MANNING, ESQUIRE
LibertyView
10 457 Haddonfield Road, Suite 100
Cherry Hill, New Jersey 08002
11 (856) 321-2400
fmanning@stradley.com
12 Representing CR Bard

13

14 WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP
BY: JOHN KELLY, ESQUIRE
15 200 Campus Drive
Florham Park, New Jersey 07932
16 (973) 624-0800
john.kelly@wilsonelser.com
17 Representing Dr. Cohen

18

19 KENT McBRIDE
BY: KEVIN E. HOFFMAN, ESQUIRE
20 555 Route 1 South
Suite 440
21 Iselin, New Jersey 08830
(732) 326-1711
22 khoffman@kentmcbride.com
Representing DIMA SL

23

24

25

- - -

1 shouldn't be any complete restrictions, leave it to
2 the doctor and the patient, et cetera.

3 They issued, in July 2012, guidelines
4 for extending privileges or credentials to doctors
5 to do this type of surgery in hospitals, but saying
6 it should be available, et cetera. This is the
7 leading organization. And I can tell you the motion
8 will be coming in for us to depose the people at the
9 very highest levels of AUGS to see what kind of
10 influence the company has been putting on them,
11 because we know from the track record with the ACOG
12 situation, they are right in there and they are
13 making decisions based on this lobbying.

21 The doctors out there don't know any
22 of this. I've spoken to many doctors. I don't know
23 this. They don't know those things that we saw at
24 the trial. That's not out there. It's out there a
25 little bit, but more needs to be out there. Do we

1 want it to be public? Absolutely. When we call a
2 doctor to vet a case or talk to a potential expert,
3 we want to be able to say, hey -- I guess we can
4 talk to the experts, we have them sign the order,
5 but when we talk to a doctor, a treating doctor, we
6 shouldn't have to have our hands tied. We shouldn't
7 be limited. We shouldn't have our hands limited
8 when we talk to a reporter who call ups and says,
9 what do you think about this latest thing.
10 Everybody should know all this, and these
11 professional societies should be accountable to make
12 sure that the decisions are being made by
13 nonaffiliated, non-paid off consultants, but by
14 independent people so that the advice that's going
15 out to doctors and patients isn't adulterated.

16 Judge, after our trial, Johnson &
17 Johnson issued a press release. Ethicon acted
18 appropriately and responsibly in the research,
19 development and marketing of the Prolift pelvic
20 organ prolapse repair kit. All surgeries for
21 prolapse present risks and complications. This was
22 the same day as the verdict. Right after the
23 punitive damage verdict, that day, within minutes,
24 they issued that. Right after their attorney stood
25 up in front of the jury and said we could have done

1 better, we didn't do everything. Shouldn't that be
2 counterbalanced? If we're being accused of tainting
3 public opinion, all we want to do is get the truth
4 out there. And the things that are in our documents
5 that we've obtained in all these depositions, that's
6 where the truth is.

7 That's where it is. And there's
8 statements in these AUGS bulletins about the SUI
9 devices, which is going to be the next phase of this
10 litigation that we eagerly are going to step into
11 with the defendants, that's a different thing. It's
12 not like the prolapse kits. Those are different.

13 Well, I'll tell you what. They don't
14 know what we now know about the studies that they
15 point to, to say that the TVT is the gold standard.
16 We have found out incredibly, incredibly damaging
17 things about those studies, like how much was paid
18 to those consultants, the terms of the agreements
19 which required that they come up with certain
20 findings if they want to be paid. I mean, some
21 really, really upsetting things. And I could go on
22 and on. I'm not going to keep everybody here all
23 day. There's a lot about the SUI devices that when
24 doctors hear it, they're not going to call it the
25 gold standard anymore. That's going to be one of